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6
7 UNITED STATES DISTRICT COURT
8 NORTHERN DISTRICT OF CALIFORNIA
9 SAN FRANCISCO DIVISION

10 IN RE OPTICAL DISK DRIVE PRODUCTS
11 ANTITRUST LITIGATION

MDL Docket No. 3:10-md-02143-RS-JCS

12 This document relates to:

Case No. 3:13-cv-05370-RS

13 Hewlett-Packard Company,

**STIPULATION OF DISMISSAL WITH
PREJUDICE AND [PROPOSED] ORDER**

14 Plaintiff,

Hon. Richard Seeborg

15 v.

16 Toshiba Corporation, et al.,

17 Defendants.

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1 Plaintiff HP Inc. (formerly known as Hewlett-Packard Company) (“HP”) and Defendants
2 Sony Corporation, Sony Electronics Inc., Sony Optiarc Inc. (formerly known as Sony NEC
3 Optiarc Inc.), and Sony Optiarc America Inc. (formerly known as Sony NEC Optiarc America
4 Inc.) (collectively, “Sony”), by and through their respective attorneys, hereby stipulate to a
5 dismissal of this action as to Sony with prejudice, pursuant to Rule 41(a)(2) of the Federal Rules
6 of Civil Procedure. Each party shall bear its own costs and attorneys’ fees. This stipulation does
7 not affect the rights or claims of HP against any other defendant or alleged co-conspirator in the
8 above-captioned litigation.

9 **IT IS SO STIPULATED.**

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11 Dated: March 21, 2017

CROWELL & MORING LLP

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By: /s/ Beatrice B. Nguyen

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Beatrice B. Nguyen

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Attorneys for Plaintiff HP Inc.

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Dated: March 21, 2017

BOIES, SCHILLER & FLEXNER LLP

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By: /s/ Steven C. Holtzman

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Attorneys for Defendants Sony Corporation,
Sony Electronics Inc., Sony Optiarc Inc., and
Sony Optiarc America Inc.

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FILER ATTESTATION

Pursuant to Rule 5-1(i)(3) of the Local Rules of Practice in Civil Proceedings Before the United States District Court for the Northern District of California, I, Beatrice B. Nguyen, hereby attest that concurrence in the filing of this document has been obtained from each of the other signatories.

Dated: March 21, 2017

CROWELL & MORING LLP

By: /s/ Beatrice B. Nguyen

Beatrice B. Nguyen

Attorneys for Plaintiff HP Inc.

1 **[PROPOSED] ORDER**

2 The Court having considered the stipulation of the parties, and good cause appearing
3 therefore, orders as follows:

- 4 1. All claims asserted by HP Inc. against Defendants Sony Corporation, Sony Optiarc Inc.,
5 Sony NEC Optiarc Inc., Sony Optiarc America Inc., and Sony Electronics Inc. in the underlying
6 action are hereby dismissed with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(2).
- 7 2. Each party shall bear its own costs and attorneys' fees.

8 Dated: 3/21/17

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10 Honorable Richard G. Seeborg
11 United States District Judge

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